

## Message Text

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ORIGIN EA-14

INFO OCT-01 ISO-00 CIAE-00 DODE-00 PM-07 H-03 INR-10 L-03

NSAE-00 NSC-07 PA-04 RSC-01 PRS-01 SP-03 SS-20

USIA-15 IO-14 AID-20 COME-00 EB-11 MC-02 IGA-02

TRSE-00 OMB-01 /139 R

DRAFTED BY EA/RA: DFLAMBERTSON:MJH:

APPROVED BY P:JJSISCO

EA - MR. HUMMEL

EA - MR. STEARNS

EA/RA - R.NETHERCUT/RLWALKINSHAW

PM - J.F.LADD (DRAFT)

EA/LC - L.M.RIVES (SUBST)

EA/K - P.W.KRIEBEL (SUBST)

EA/IMS - T.HEAVNER (SUBST)

EA/PHL - D.CUTHELL (SUBST)

EA/VN:RWENZEL (SUB)

EA/TB:JDEXTER (SUB)

L/EA:EVERVILLE (DRAFT)

GC/SA(AID):CWSTEPHENSON (DRAFT)

AID/ASIA:AWHITE

AID/SA:RNOOTER

EA:INGERSOLL

S/S:DWMILLER

EA/ROC:RSULLIVAN (SUB)

L:RUNYON

----- 013419

R 242333Z JUN 74

FM SECSTATE WASHDC

TO AMEMBASSY BANGKOK

AMEMBASSY JAKARTA

AMEMBASSY KUALA LUMPUR

AMEMBASSY MANILA

AMEMBASSY PHNOM PENH

AMEMBASSY SAIGON

AMEMBASSY SEOUL

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AMEMBASSY VIENTIANE

INFO AMEMBASSY SINGAPORE  
AMEMBASSY TAIPEI  
CINCPAC

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CINCPAC FOR POLAD

E.O. 11652: N/A  
TAGS: EAID, PINS  
SUBJECT: FAA SECTION 32 - POLITICAL PRISONERS

REF: STATE 068545

1. REFTEL PROVIDED TEXT OF SECTION 32 AND ASKED ADDRESSEES ASSESS HOW IT COULD AFFECT ASSISTANCE PROGRAMS IN THEIR COUNTRIES, AND PROBABLE EFFECT OF DENYING ECONOMIC OR MILITARY ASSISTANCE ON BASIS OF THAT PROVISION.

2. IN CONGRESSIONAL HEARINGS ON CURRENT AID LEGISLATION, QUESTION OF SECTION 32 HAS BEEN BROACHED REPEATEDLY, WITH STATE/AID WITNESSES BEING ASKED WHAT HAS BEEN DONE TO CARRY OUT THIS PROVISION. WE HAVE STATED THAT POSTS HAVE BEEN CIRCULARIZED, HAVE RESPONDED, AND THAT ON BASIS OF THOSE RESPONSES WE ARE EVALUATING SITUATION AND CONSIDERING HOW BEST TO PROCEED. WE HAVE ALSO NOTED DIFFICULTIES OF DEFINING "POLITICAL PRISONERS", DISADVANTAGES OF TERMINATING AID, AND RELATIVE EFFECTIVENESS OF PRIVATE REPRESENTATIONS ON HUMAN RIGHTS MATTERS TO FOREIGN GOVERNMENTS.

3. WE ARE CURRENTLY ATTEMPTING TO WORK OUT AN AGREED DEPARTMENT POSITION ON SECTION 32, TAKING INTO ACCOUNT ABOVE FACTORS, SERIOUSNESS WITH WHICH THAT PROVISION IS VIEWED BY CONGRESS, OUR OBLIGATIONS UNDER INTERNATIONAL LAW TO PROMOTE AND RESPECT HUMAN RIGHTS AND FUNDAMENTAL

FREEDOMS, AND CONSTRAINTS IMPOSED BY OUR WORLDWIDE RESPONSIBILITIES AND OUR VARIED INTERESTS IN COUNTRIES CONCERNED, ESPECIALLY WITH RESPECT TO WAYS IN WHICH TO LIMITED OFFICIAL USE

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ADVANCE OUR ENDS.

4. IN MEANTIME, HOWEVER, WE DO BELIEVE THAT ONE ADDITIONAL STEP CAN AND SHOULD BE TAKEN--THAT OF INFORMING HOST GOVERNMENTS OF TEXT OF SECTION 32 AND CONGRESSIONAL SENTIMENT IT REFLECTS. THEREFORE, UNLESS EMBASSY STRONGLY BELIEVES SUCH ACTION WOULD BE COUNTERPRODUCTIVE, YOU SHOULD PROVIDE HOST GOVERNMENT WITH TEXT OF SECTION 32.

(CONTAINED PARA 2 REFTEL). IN SO DOING YOU SHOULD EXPLAIN THAT AS "SENSE OF CONGRESS", PROVISION IS NOT A MANDATORY REQUIREMENT UPON THE PRESIDENT. NEVERTHELESS, INsofar AS IT EXPRESSES CONGRESSIONAL INTENT AND PURPOSE, IT COULD WELL AFFECT APPROPRIATION OF FUNDS FOR ASSISTANCE PROGRAMS AND IT THEREFORE DESERVES SERIOUS CONSIDERATION BY HOST GOVERNMENT. YOU SHOULD ALSO MAKE CLEAR THAT HOST GOVERNMENT IS NOT BEING SINGLED OUT; ALL EAST ASIAN AID RECIPIENT GOVERNMENTS ARE BEING INFORMED OF PROVISION AND ITS POSSIBLE IMPLICATIONS FOR ASSISTANCE PROGRAMS.

5. POSTS SHOULD REFER TO REFTEL (INCLUDING EXPLANATION OF AREAS OF OUR SPECIAL CONCERN AS OUTLINED IN PARA 5) IN MAKING REPRESENTATIONS. POSTS MAY ALSO WISH TO REFER TO ASST. SEC. INGERSOLL LETTER TO CHIEFS OF MISSION (JUNE 12) FOR ADDITIONAL MATERIAL. LEAVE TO POSTS THE LEVEL AND SCOPE OF REPRESENTATIONS IN VIEW OF WIDELY VARYING CIRCUMSTANCES AMONG INDIVIDUAL COUNTRIES. SINCE AID LEGISLATION HEARINGS ARE STILL IN PROGRESS, WE WOULD APPRECIATE EARLY REPORT OF ACTION TAKEN AND HOST GOVERNMENT REACTION. KISSINGER

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## Message Attributes

**Automatic Decaptioning:** X  
**Capture Date:** 01 JAN 1994  
**Channel Indicators:** n/a  
**Current Classification:** UNCLASSIFIED  
**Concepts:** POLITICAL REPRESSION, FOREIGN ASSISTANCE, POLITICAL PRISONERS, US CONGRESSIONAL PRESENTATIONS  
**Control Number:** n/a  
**Copy:** SINGLE  
**Draft Date:** 24 JUN 1974  
**Decaption Date:** 01 JAN 1960  
**Decaption Note:**  
**Disposition Action:** RELEASED  
**Disposition Approved on Date:**  
**Disposition Authority:** CollinP0  
**Disposition Case Number:** n/a  
**Disposition Comment:** 25 YEAR REVIEW  
**Disposition Date:** 28 MAY 2004  
**Disposition Event:**  
**Disposition History:** n/a  
**Disposition Reason:**  
**Disposition Remarks:**  
**Document Number:** 1974STATE135799  
**Document Source:** CORE  
**Document Unique ID:** 00  
**Drafter:** DFLAMBERTSON:MJH:  
**Enclosure:** n/a  
**Executive Order:** N/A  
**Errors:** N/A  
**Film Number:** D740167-0834  
**From:** STATE  
**Handling Restrictions:** n/a  
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**Office:** ORIGIN EA  
**Original Classification:** LIMITED OFFICIAL USE  
**Original Handling Restrictions:** n/a  
**Original Previous Classification:** n/a  
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**Page Count:** 3  
**Previous Channel Indicators:**  
**Previous Classification:** LIMITED OFFICIAL USE  
**Previous Handling Restrictions:** n/a  
**Reference:** STATE 068545  
**Review Action:** RELEASED, APPROVED  
**Review Authority:** CollinP0  
**Review Comment:** n/a  
**Review Content Flags:**  
**Review Date:** 24 JUL 2002  
**Review Event:**  
**Review Exemptions:** n/a  
**Review History:** RELEASED <24 JUL 2002 by shawdg>; APPROVED <21 FEB 2003 by CollinP0>  
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30 JUN 2005

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**Status:** NATIVE  
**Subject:** FAA SECTION 32 - POLITICAL PRISONERS  
**TAGS:** EAID, PINS, US  
**To:** BANGKOK MULTIPLE  
**Type:** TE  
**Markings:** Declassified/Released US Department of State EO Systematic Review 30 JUN 2005